

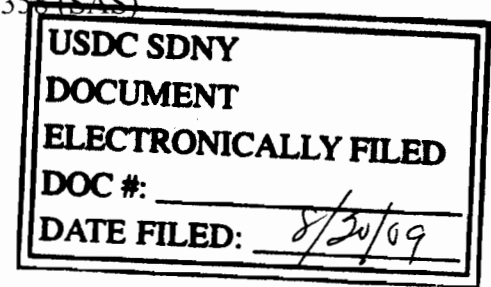
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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In Re: Methyl Tertiary Butyl Ether ("MTBE")
Products Liability Litigation

Master File C.A. No. 1:00-1898
MDL 1358 (SAS)

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This document pertains to:
City of New York v. Amerada Hess, et al.,
No. 04 Civ. 3417

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GABRIEL W. GORENSTEIN, United States Magistrate Judge



The rulings on the parties' objections to the deposition excerpts that have been designated for use at trial — except as to relevance* — are set forth below.

Witness: Rutowski, John 11/29/2005

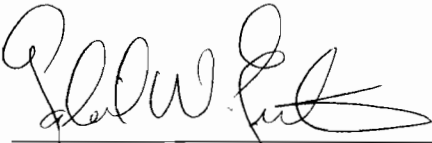
<u>Tab</u>	<u>Pages/Lines</u>	<u>Ruling</u>
1	66: 15 - 67: 1	Sustained.
2	68: 12 - 69: 12	Overruled.
3	71: 7 - 72: 2	Overruled.
4	85: 17 - 86: 15	Overruled.
5	96: 22 - 99: 3	Overruled with respect to any objection not based on relevance; ruling on relevance deferred.

* Judge Scheindlin will determine objections as to relevance at the time testimony is offered at trial.

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|---|-------------------|---|
| 6 | 105: 6 - 106: 16 | Overruled with respect to any objection not based on relevance; ruling on relevance deferred. |
| 7 | 148: 20 - 150: 11 | Overruled with respect to any objection not based on relevance; ruling on relevance deferred. |
| 8 | 222: 24 - 223: 14 | Sustained. |
| 9 | 224: 10 - 225: 15 | Overruled with respect to any objection not based on relevance; ruling on relevance deferred. |

SO ORDERED.

Dated: August 20, 2009
New York, New York



GABRIEL W. GORENSTEIN
United States Magistrate Judge